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Attorney for: Class Member Amy O'Keefe

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF THE STATE OF CALIFORNIA

CARRIE COUSER, INDIVIDUALLY  
AND ON BEHALF OF ALL OTHERS  
SIMILARLY SITUATED,

PLAINTIFF,

v.

COMENITY BANK,

DEFENDANT.

CASE No.: 12-CV-02484-MMA-BGS

JUDGE: Hon. Michael M. Anello

**OBJECTOR AMY O'KEEFE'S  
AMENDED NOTICE OF  
WITHDRAWAL OF OBJECTION  
TO CLASS ACTION  
SETTLEMENT**

Objector Amy O'Keefe, by and through her undersigned counsel, pursuant to Fed. R. Civ. P. 23(e)(5), moves this Court to approve the withdrawal of her objection (Document No. 70) and her joinder in the objection of Anne L. Card (Document No. 71) based on the following facts:

1. Amy O'Keefe made the objections in good faith based on the information in the notice of settlement.

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3         2.     Counsel for Objector/movant has conferred with Class Counsel and  
4 Counsel for Defendant Comenity Bank regarding the settlement and withdrawal  
5 of the objections.

6         3.     On March 2, 2015, Objector/movant Amy O’Keefe and Defendant  
7 Comenity Bank participated in a mediation session before the Honorable Herbert  
8 B. Hoffman.

9         4.     Counsel for Objector/movant engaged in the mediation in order to  
10 investigate the subject matter of the objections. As a result of such mediation,  
11 Objector/movant Amy O’Keefe has agreed to withdraw her objections and  
12 Defendant Comenity Bank has agreed to allow Objector/movant Amy O’Keefe  
13 to opt out and be excluded from the above-entitled action and the proposed class  
14 action settlement.

15         5.     Concurrently with the approval of Objector/movant Amy O’Keefe’s  
16 withdrawal of her objections, Objector/movant Amy O’Keefe will submit to the  
17 Claims Administrator a written Notice of Election to be Excluded from the  
18 above-entitled action and the proposed class action settlement.

19         6.     The agreement reached at mediation resulted from good faith arm’s  
20 length settlement negotiations and reflects a negotiated compromise executed for  
21 the purpose of resolving the dispute between the Parties, and is not intended and  
22 may not be construed as an admission of any fact, claim or defense asserted in  
23 the above-entitled action.  
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26         7.     Therefore, Amy O’Keefe withdraws her objections to the settlement  
27 in this matter and requests Court approval for the withdrawal of his objections  
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Respectfully Submitted,

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HOESCH & VANDER PLOEG, P.L.C.

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Dated: March 13, 2015

By: s/ Scott Mancinelli

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SCOTT MANCINELLI (SBN 171858)

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Attorney for Class Member Amy O'Keefe

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